



OFFICIAL GAZETTE

GOVERNMENT OF GOA, DAMAN AND DIU

GOVERNMENT OF GOA, DAMAN AND DIU

Special Department

Notification

OSD/RRVS/11/68-Vol. III

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7 (11)/62-Goa dated 25th July, 1963, the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government (Directorate of Health Services) Non-ministerial, Non-Gazetted Class III posts Recruitment Rules 1967 issued under Notification dated 2nd February, 1967, published in Government Gazette Series I No. 50 dated 16th March, 1967 namely:—

1. *Short title and commencement:*— (i) these rules may be called the Goa Government (Directorate of Health Services) Non-ministerial, non-Gazetted posts recruitment (sixth amendment) Rules 1973.

(ii) They shall come into force at once.

2. In the schedule attached to the said Notification:—

(1) Against the post of Insect Collector appearing at serial No. 3.

(a) for the existing entry in column 5 substitute:—

“Selection”

(b) For the existing entry in column 10 substitute:—

“50% by promotion failing which by direct recruitment and 50% by direct recruitment”.

(c) for the existing entry in column 11 substitute:—

“Promotion:—Superior Field Workers with 3 years service in the grade”.

(d) For the existing entry in column 12 substitute:—

“Class III D. P. C.”.

(2) Against the post of Mechanic II appearing at serial No. 4.

(a) for the existing entry in column 10 substitute:—

“By direct recruitment”.

(b) for the existing entry in column 11 substitute:—

“Not applicable”.

(c) for the existing entry in column 12 substitute:—

“Not applicable”.

(3) Against the post of Treatment Organiser appearing at serial No. 27.

(a) for the existing entry in column 5 substitute:—

“Selection”.

(b) for the existing entry in column 10 substitute:—

“By promotion failing which by direct recruitment”.

(c) for the existing entry in column 11 substitute:—

“Promotion: Male staff Nurse with 3 years service in the grade”.

(d) for the existing entry in column 12 substitute:—

“Class III D.P.C.”.

(4) Against the post of Laboratory Assistant-II appearing at serial No. 28.

(a) for the existing entry in column 10 substitute:—

“By direct recruitment”.

(b) for the existing entry in column 11 substitute:—

“Not applicable”.

(c) for the existing entry in column 12 substitute:—

“Not applicable”.

(5) Against the post of Filaria Inspector appearing at serial No. 49.

(a) for the existing entry in column 5 substitute:—

“Selection”.

(b) for the existing entry in column 10 substitute:—

"By promotion failing which by direct recruitment".

(c) for the existing entry in column 11 substitute:—

Promotion: Insect Collectors with 4 years service in the grade".

(d) for the existing entry in column 12 substitute:—

"Class III D.P.C.".

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 17th April, 1973.

Notification

OSD/RRVS/31/71-Vol. III

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, read with the Government of India, Ministry of External Affairs letter No. F.7(11)/62-Goa dated 25th July, 1963 the Administrator of Goa, Daman and Diu is pleased to make the following rules amending the Goa Government, Medical College (Non-ministerial non-Gazetted) posts Recruitment Rules, 1966 issued under Notification dated 6th August '66 and published in Government Gazette Series I No. 23 dated 8th September, 1966 namely:—

1. *Short title and commencement.*—(i) These rules may be called the Goa Government, Medical College (Non-ministerial non-Gazetted) posts Recruitment (fifth amendment) Rules 1973.

(ii) They shall come into force at once.

2. In the schedule attached to the said Notification against the post of Technician appearing at Serial No. 5 for the existing entry in column 10 substitute:—

"By promotion failing which by direct recruitment".

By order and in the name of the Administrator of Goa, Daman and Diu.

M. K. Bhandare, Deputy Secretary (Appointments).

Panaji, 17th April, 1973.

Law and Judicial Department

Notification

LD/1694/73

The following notification received from the Government of India, Ministry of Labour and Rehabilitation (Department of Labour and Employment)

New Delhi, is hereby published for general information of the Public.

M. S. Borkar, Under Secretary (Law).

Panai, 26th April, 1973.

GOVERNMENT OF INDIA

(BHARAT SARKAR)

MINISTRY OF LABOUR AND REHABILITATION

(SHRAM AUR PUNARVAS MANTRALAYA)

(Department of Labour and Employment)

(Shram Aur Rozgar Vibhag)

Notification

New Delhi, the 31st March, 1973

G. S. R.—In exercise of the powers conferred by section 6A read with sub-section (i) of section 7 of the Employees' Provident Funds and Family Pension Fund Act, 1952 (19 of 1952), the Central Government hereby makes the following Scheme further to amend the Employees' Family Pension Scheme, 1971, namely:—

1. (1) This Scheme may be called the Employees' Family Pension (Second Amendment) Scheme, 1973.

(2) It shall be deemed to have come into force on the 1st day of March, 1971.

2. In the Employees' Family Pension Scheme, 1971—

(i) to paragraph 6, the following provisions shall be added namely:—

"Provided that where there has been a break in the membership of the Family Pension Fund on account of closure of an establishment, strike, lock-out, leave without pay, retrenchment, resignation, termination, discharge or for any other such reason and the period of such break between two spells of reckonable service either under the same establishment or under different establishments covered under the Act does not exceed one year, such member, if he has not withdrawn the benefit to which he is entitled under this Scheme and his provident fund accumulations under the Employees' Provident Funds Scheme, 1952, or the Provident Fund Scheme of an exempted establishment, as the case may be, shall continue to be a member of the Family Pension Fund.

Provided further that such breaks during which no contributions to the Family Pension Fund are payable shall be excluded from the total reckonable service in the manner specified in sub-paragraph (2) of paragraph 34A".

(ii) in sub-paragraph (2) of paragraph 23, for the words "the members of the Family Pension Fund or persons belonging to his family" the words "a member of the Family Pension Fund or persons belonging to his family or persons entitled to receive his provident fund accumulations" shall be substituted;

(iii) in paragraph 28, after sub-paragraph (2), the following sub-paragraph shall be inserted, namely:—

“(3) Where a member who continues to retain his membership of the Family Pension Fund by virtue of the proviso to paragraph 6 dies during the period of reckonable service, the Family Pension payable shall be calculated by treating the notional age of entry arrived at in the manner specified in sub-paragraph (2) of paragraph 34A as the age of entry.”;

(iv) In Paragraph 31,

(a) after the words and figures “in the order indicated in paragraph 29”, the following shall be inserted, namely:—

“and where the member has not left a family, the life assurance benefit shall be payable to the person or persons entitled to receive his provident fund accumulations, in the proportion in which the said accumulations may be payable under the provisions of the Employees’ Provident Funds Scheme, 1952, or the provident fund rules applicable to the exempted establishment, as the case may be”;

(b) for the existing proviso, the following provisos shall be substituted, namely:—

“Provided that life assurance benefit stated above shall be payable in respect of such entrants who had entered in this Scheme at the age of 25 or below;

Provided further that where a member who continues to retain his membership of the Family Pension Fund by virtue of the proviso to paragraph 6 dies during the period of reckonable service, the life assurance benefit payable shall be calculated by treating the notional age of entry arrived at in the manner specified in sub-paragraph (2) of paragraph 34A as the age of entry.”;

(v) in paragraph 31A after the words and figures “to receive Family Pension under paragraph 29”, the following shall be inserted, namely:—

“and where the member has not left a family, the amount shall be payable to the person or persons entitled to receive his provident fund accumulations, in the proportion in which the said accumulations may be payable under the provisions of the Employees’ Provident Funds Scheme, 1952 or the provident fund rules applicable to the exempted establishment, as the case may be.”;

(vi) in sub-paragraph (2) of paragraph 32, after the words and figures “to receive Family Pension under paragraph 29”, the following shall be inserted, namely:—

“and where the member has not left a family, the retirement benefit shall be payable to the person or persons entitled to receive his provident fund accumulations, in the proportion in which the said accumulations may be payable under the provisions of the Employees’ Provident Funds Scheme, 1952 or the provident fund rules applicable to the exempted establishments, as the case may be.”;

(vii) after sub-paragraph (2) of paragraph 32, the following sub-paragraph shall be inserted, namely:—

“(3) where a member continues to retain his membership of the Family Pension Fund by virtue of the proviso to paragraph 6 attains the age of 60 years during the period of reckonable service, the retirement benefit payable shall be calculated by treating the notional age of entry arrived at in the manner specified in sub-paragraph (2) of paragraph 34A as the age of entry.”;

(viii) Paragraph 33, shall be renumbered as sub-paragraph (1) thereof and after the paragraph as so renumbered, the following sub-paragphs shall be inserted, namely:—

“(2) Where a member of the Family Pension Fund to whom any amount has become payable under sub-paragraph (1) dies before the amount has been actually paid to him, the amount payable under sub-paragraph (1) shall be payable to a member of his family who would have been entitled to receive Family Pension under paragraph 29 and where the member has not left a family the amount shall be payable to the person or persons entitled to receive his provident fund accumulations, in the proportion in which the said accumulations may be payable under the provisions of the Employees’ Provident Funds Scheme, 1952 or the provident fund rules applicable to the exempted establishments, as the case may be”.

(3) Where a member who continues to retain his membership of the Family Pension Fund by virtue of the proviso to paragraph 6 dies or applies for withdrawal benefit during the period of any break in the membership of the Family Pension Fund, the withdrawal benefit payable shall be calculated in the manner specified in sub-paragraph (1) by treating the notional age of entry arrived at in the manner specified in sub-paragraph (2) of paragraph 34A as the age of entry”;

(ix) paragraph 34 shall be renumbered as sub-paragraph (1) thereof and after the paragraph as so renumbered, the following sub-paragraph shall be inserted, namely:—

“(2) For the purpose of applying the factor given in Table II to the cases governed by sub-paragraph (3) of paragraph 28, the second proviso to paragraph 31, sub-paragraph (3) of paragraph 32 and sub-paragraph (3) of paragraph 33, the notional age of entry determined in the manner specified in sub-paragraph (2) of paragraph 34A shall be deemed to be the age at entry given in Table II of the Schedule to this Scheme.”;

(x) Paragraph 34A, shall be renumbered as paragraph 34C, and before the paragraph as so renumbered, the following paragraphs shall be inserted, namely:—

“34A: Payment of Family Pension and other benefits in certain cases:

(1) Where a member of the Family Pension Fund whose membership has been retained under proviso to paragraph 6, dies after the cessation of reckonable service,

family pension and life assurance benefit shall not be payable in respect of such member; but only the withdrawal benefit shall be payable to his family who would have been entitled to receive family pension under paragraph 29 and where the member has not left a family, the benefit shall be payable to the person or persons entitled to receive his provident fund accumulations in the proportion in which the said accumulations may be payable under the provisions of the Employees' Provident Funds Scheme, 1952, or the provident fund rules applicable to the exempted establishments, as the case may be.

(2) For the purpose of calculating the withdrawal benefit payable under sub-paragraph (1), and the other benefits payable under sub-paragraph (3) of paragraph 28, the second proviso to paragraph 31, sub-paragraph (3) of paragraph 32 and sub-paragraph (3) of paragraph 33 the notional age of entry shall be arrived at by deducting the aggregate reckonable service from the age of cessation of membership and the benefit shall be determined by assuming this notional age as the age at entry.

34B: Simultaneous payment of benefits:

The retirement benefit and the withdrawal benefit payable under paragraphs 32 and 33 respectively shall be paid simultaneously with the payment of the provident fund accumulations of the member under the Employees' Provident Fund Scheme, 1952, or the provident fund rules applicable to an exempted establishment as the case may be.”;

(xi) in Table I of the Schedule, the following entries shall be inserted in the beginning, namely:—

“18	0.20
19	0.22

(No. S.70012(3)/73-PF. II)

Sd./-

(DALJIT SINGH)
Under Secretary

To

The General Manager,
Government of India Press,
Minto Road, New Delhi.

Explanatory Memorandum to the Notification

The Employees' Family Pension Scheme, 1971 came into force with effect from 1st March, 1971. The Scheme as it stands, provides for cessation of membership of the Family Pension Fund when a member retires or quits service and withdraws or becomes entitled to withdraw the benefits under the Scheme. A member becomes entitled to withdraw the benefits when his contribution ceases even under circumstances like closure of establishment, strike, cessation of employment for any reason whatsoever etc.

This position puts the member to hardship and deprives him of the full benefits under the Family Pension Scheme as the benefits are linked with the age at entry and the period of membership. It is proposed to amend paragraph 6 of the Scheme and make consequential changes in paragraphs 28, 31, 32, 33, 34 of the Scheme to give benefit of continuity of membership of the Family Pension Fund and other benefits thereunder notwithstanding the breaks in membership upto one year occasioned due to reasons specified above. It is necessary to give retrospective effect to the provision as also the consequential provisions from 1st March, 1971, the date from which the Scheme came into force, so that the subscribers may get the advantage of the revised provision for retention of membership under this Scheme. Similarly, the Scheme is silent as to whom the Life Assurance Benefits payable should be disbursed in case a member does not leave a 'family' as defined in paragraph 2(b) of the Scheme. Cases may also arise when a member of the Fund dies before the amount payable as Retirement Benefit/Withdrawal benefit is actually paid and leaves no 'family'. The notification seeks to make a provision that in such a contingency the amount shall be payable to person/persons entitled to receive his provident fund accumulations. The retrospective operation of the amendment will not adversely affect the interests of any member of the Family Pension Fund.

(No. S. 70012(3)/71-PF-II)

Sd./-

(DALJIT SINGH)
Under Secretary

Notification

LD/8/73

The following Act passed by the Legislative Assembly of Goa, Daman and Diu received the assent by the Administrator of Goa, Daman and Diu on 25-4-1973 and is hereby published for general information.

THE GOA, DAMAN AND DIU APPROPRIATION ACT, 1973

(Act No. 8 of 1973) [25th April, 1973]

An Act to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the services and purposes of the financial year 1973-74.

Be it enacted by the Legislative Assembly of Goa, Daman and Diu in the Twenty-fourth Year of the Republic of India as follows:—

1. **Short title.** — This Act may be called the Goa, Daman and Diu Appropriation Act, 1973.

2. **Issue of Rs. 37,06,45,000 out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the financial year 1973-74.** — From and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu, there may be paid and applied sums not exceeding those specified in column 5 of the

Schedule, amounting in the aggregate [inclusive of the sums specified in column 3 of the Schedule to the Goa, Daman and Diu Appropriation (Vote on Account) Bill, 1973 (Bill No. 5 of 1973)] to the sum of thirty seven crores, six lakhs and forty five thousand rupees, towards defraying the several charges which will arise for payment during the financial year 1973-74 in respect of the services and purposes specified in column 2 of the Schedule.

3. Appropriation. — The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said financial year.

THE SCHEDULE
(See Sections 2 & 3)

No. of vote Services and purposes	Sums Voted by Assembly	Sums Charged on the Consolidated Fund		Total
		1	2	3
		Rs.	Rs.	Rs.
1. Land Revenue ...	6,45,000	—	6,45,000	
2. State Excise Duties	11,00,000	—	11,00,000	
3. Taxes on Vehicles ...	3,70,000	—	3,70,000	
4. Sales Tax	3,80,000	—	3,80,000	
5. Other Taxes and Duties	1,80,000	—	1,80,000	
6. Stamps	30,000	—	30,000	
7. Registration Fees ...	5,30,000	—	5,30,000	
— Interest on Debt and Other Obligations	—	1,98,53,000	1,98,53,000	
8. Legislative Assembly	6,60,000	40,000	7,00,000	
9. General Administration	59,66,000	3,19,000	62,85,000	
10. Administration of Justice	11,40,000	3,00,000	14,40,000	
11. Jails	6,60,000	—	6,60,000	
12. Police	90,00,000	—	90,00,000	
13. Miscellaneous Departments	10,00,000	—	10,00,000	
14. Scientific and Education Departments	4,36,21,000	—	4,36,21,000	
15. Medical and Public Health Services ...	2,63,85,000	—	2,63,85,000	
16. Agriculture, Forest and Animal Husbandry	1,07,37,000	—	1,07,37,000	
17. Cooperation and Community Development	33,36,000	—	33,86,000	
18. Industries and Labour	24,75,000	—	24,75,000	
19. Miscellaneous, Social and Developmental Organisations	55,73,000	—	55,73,000	

1	2	3	4	5
20. Irrigation, Navigation, Embankment and Drainage Works and Electricity Schemes ...	1,83,85,000	—	1,83,85,000	Rs.
21. Public Works ...	1,53,50,000	85,000	1,54,35,000	Rs.
22. Road and Transport Schemes (including Ports and Pilotage) ...	31,40,000	—	31,40,000	Rs.
23. Pensions and Other Retirement Benefits ...	36,86,000	—	36,86,000	Rs.
24. Stationery and Printing ...	20,00,000	—	20,00,000	Rs.
25. Miscellaneous (including Miscellaneous Compensation and Assignments) ...	54,90,000	—	54,90,000	Rs.
26. Capital Outlay on Improvement of Public Health ...	75,00,000	—	75,00,000	Rs.
27. Capital Outlay on Schemes of Agricultural Improvement and Research ...	88,60,000	—	88,60,000	Rs.
28. Capital Outlay on Industrial and Economic Development ...	26,64,000	—	26,64,000	Rs.
29. Capital Outlay on Irrigation and Electricity Schemes ...	4,47,86,000	—	4,47,86,000	Rs.
30. Capital Outlay on Public Works ...	2,74,34,000	—	2,74,34,000	Rs.
31. Capital Outlay on Other Works ...	33,02,000	—	33,02,000	Rs.
32. Capital Outlay on Road and Transport Schemes (including Ports)	90,40,000	—	90,40,000	Rs.
33. Capital Outlay on Forests ...	13,83,000	—	13,83,000	Rs.
34. Capital Outlay on Schemes of Government Trading	5,81,21,000	—	5,81,21,000	Rs.
— Repayment of Debt	—	1,57,15,000	1,57,15,000	Rs.
35. Loans and Advances	93,54,000	—	93,54,000	Rs.
TOTAL ...	33,43,33,000	3,63,12,000	37,06,45,000	

AN ACT

to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the Union Territory of Goa, Daman and Diu for the services and purposes of the Financial Year, 1972-73.

(As passed by the Legislative Assembly
of Goa, Daman and Diu)

Secretariat,

B. M. MASURKAR

Panaji,
Secretary to the Government of Goa,
Daman and Diu, Law and Judiciary
Department.

26th April, 1973.

Food and Civil Supplies Department

O R D E R

2-13/68/FCS-CS

In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with Notification of the Government of India, in the Ministry of Commerce G. S. R. No. 2344 dated the 30th July, 1966 and with prior concurrence of the Central Government, the Administrator of Goa, Daman and Diu hereby makes the following order so as to further amend the Goa, Daman and Diu Essential Articles Price (Display and Control)

Order, 1968 (hereinafter called the «principal Order») namely:—

1. Amendment of the Schedule.— In the schedule appended to the principal Order, after serial No. 19 and the entry relating thereto, the following shall be inserted, namely:—

«20 cement»

By order and in the name of the Lieutenant Governor of Goa, Daman and Diu.

S. M. Goyal, Development Commissioner.

Panaji, 26th April, 1973.